

DECLARATION  
AND POWER OF ATTORNEY  
ORIGINAL APPLICATION

As below named inventors, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**COMPOSITIONS AND METHODS FOR IDENTIFYING GENES  
WHOSE PRODUCTS MODULATE BIOLOGICAL PROCESSES**

the specification of which

☒ is attached hereto,  
☐ was filed on \_\_\_\_\_, as Application Serial No. \_\_\_\_\_.  
☐ and was amended on \_\_\_\_\_  
(if applicable)

We hereby claim the benefit of United States priority under 35 USC 119(e) of United States provisional application serial number 60/456,321, filed on March 20, 2003.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, code of Federal Regulations, §1.56(a).

We hereby appoint the following attorney(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Charles B. Lyon  
Reg. No. 25,739

John S. Cipolla  
Reg. No. 37,597

John E. Miller  
Reg. No. 26,206

William E. Zitelli  
Reg. No. 28,551

John T. Wiedemann  
Reg. No. 28,920

Paul E. Szabo  
Reg. No. 30, 429

Leonard L. Lewis  
Reg. No. 31,176

Mary E. Golrick  
Reg. No. 34,829

Tara A. Kastelic  
Reg. No. 35,980

Robert R. Lech  
Reg. No. 37,169

Nenad Pejic  
Reg. No. 37,415

Thomas O'Conner, Jr.  
Reg. No. 37,530

Sean T. Moorhead  
Reg. No. 38,564

S. Paige Christopher  
Reg. No. 39,503

Pamela A. Docherty  
Reg. No. 40,591

Warren M. Haines, II  
Reg. No. 40,632

Brian D. Johnson  
Reg. No. 40,665

Brian E. Kondas  
Reg. No. 40,685

Sean Myers-Payne  
Reg. No. 42,920

Courtney J. Miller  
Reg. No. 45,366

George R. Hoskins  
Reg. No. 46,780

Jennifer B. Wick  
Reg. No. 47,460

Diane H. Dobrea  
Reg. No. 48,578

Douglas B. McKnight  
Reg. No. 50,447

Kristin J. Frost  
Reg. No. 50,627

Chet J. Bonner  
Reg. No. 51,485

Joan N. Drew  
Reg. No. 52,364

Ryan W. Falk  
Reg. No. 54,090

Address all telephone calls to Pamela A. Docherty, at telephone number (216) 622-8416.

Address all correspondence to Pamela A. Docherty, CALFEE, HALTER & GRISWOLD, LLP, 1400 McDonald Investment Center, 800 Superior Avenue, Cleveland, Ohio 44114.

We hereby declare that all statements made hereon of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1. Full name of first inventor: Eugene S. Kandel

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 2608 Edgewood Road, Beachwood, Ohio 44122

Country of Citizenship: US

Post Office Address: Same as above

2. Full name of second inventor: George R. Stark

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 2900 West Park, Shaker Heights, Ohio 44120

Country of Citizenship: US

Post Office Address: Same as above